

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESale PRICE
LITIGATION

MDL NO. 1456

THIS DOCUMENT RELATES TO:

ALL ACTIONS

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

**CLASS COUNSEL'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO
RESPOND TO HAVILAND'S MOTION TO VACATE OR, IN THE ALTERNATIVE,
MODIFY THE COURT'S JUNE 22, 2010 ORDER**

Class Counsel respectfully move this Court for entry of an order extending the time by which they must file their response to the Motion to Vacate or, In the Alternative, Modify the Court's June 22, 2010 Order filed by Donald E. Haviland ("Haviland"). As grounds for the foregoing, Class Counsel state as follows:

1. On April 21, 2010, Haviland filed a Motion to Vacate or, In the Alternative Modify the Court's June 22, 2010 Order (the "Motion"). *See* Dkt. No. 7511. Under the Local Rules Class Counsel's response would be due within 14 days or May 5, 2011.
2. In order to address Haviland's Motion fully, and in light of the demands of other matters, Class Counsel require additional time in which to respond to this Motion.
3. Accordingly, Class Counsel request a short extension of time, until Thursday, May 19th, to respond to Haviland's Motion.
4. Haviland does not oppose this short extension.

WHEREFORE Class Counsel respectfully request that this Court enter an order extending the time for Class Counsel to file a response to Haviland's Motion to Vacate or, In the Alternative Modify the Court's June 22, 2010 Order.

DATED: April 26, 2011

By /s/ Steve W. Berman

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CLASS COUNSEL

CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing, **CLASS COUNSEL'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO HAVILAND'S MOTION TO VACATE OR, IN THE ALTERNATIVE, MODIFY THE COURT'S JUNE 22, 2010 ORDER**, to be delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on April 26, 2011, a copy to LexisNexis File & Serve for posting and notification to all parties.

/s/ Steve W. Berman

Steve W. Berman